

CHILD CARE LICENSING ADVISORY COMMITTEE MINUTES

08 September 2011

Cannon Health Building, 288 North 1460 West, Room 125

Salt Lake City, Utah

Members Present: Michael Libeck, Carol Thompson, Ed Dieringer, Dale Smith, Pat Marino, Julie Shakib, Joni Hemond

Members Excused: Diane Wilkinson, Susan Ashby, Leslie Hjorth, Carolyn Miller

Department of Health and Child Care Licensing Staff Present: Teresa Whiting, Simon Bolivar, Karrie Phillips, Dr. Marc Babitz, Donna Thomas, Lynda Worthington, Colleen Murphy, Jessica Strout, Sarah Atherton, Joe Petersen, Avis Burrows, Michelle Lewis

WELCOME

Mr. Smith began the meeting at 9:35 am. The minutes from the last Child Care Licensing Advisory Committee meeting on May 12, 2011 have not been approved by the committee. Once all the committee members have a chance to review and approve them, the minutes will be posted on the Child Care Licensing website at: www.health.utah.gov/licensing.

OLD BUSINESS

Provider Opening on Advisory Committee

Mr. Smith addressed the provider opening on the Advisory Committee. The specific slot is to be a child care center owner or representative. Ms. Whiting clarified that this includes Out of School Time centers. The opening is posted on the Child Care Licensing website. Since no one has responded to requests for new members, the Committee asked Ms. Whiting to actively recruit a new member.

QRIS Update

Steve Matherly gave an update on QRIS - Care About Childcare. Child Care Licensing database has been connected with the referral database. Providers have been selected for the filming/tv commercials.

They will start accepting applications in October for the pilot. Providers will start interfacing with the online application. Profiles will be ready and will list the criteria that they've selected and verified. Parents will be selected to utilize the system for ease of

navigation. After getting feedback from providers and parents and making the necessary changes, QRIS will be accepting statewide applications by January - March. TV commercials will start running in April.

NEW BUSINESS

Filing Updates to the Center Rules

Ms. Whiting gave an update on the Governor's task to review all rules. The proposed changes to the Child Care Licensing rules were presented to the Advisory Committee.

There are two general areas included in rules for all provider types where it has been determined the rules goes beyond the Department's statutory authority:

1. Parent notification
2. Requirements for child nutrition

It is also proposed that required TB testing be removed. This is because the State Epidemiologist has issued an opinion that child care providers in general are not considered to be a high risk for TB. Several members of the committee expressed concern about this, and asked Ms. Whiting to bring back additional information from the State Epidemiologist.

Ms. Whiting reviewed the following rules with the committee:

R430-1. General Licensing, Certificate and Enforcement Provisions, Child Care Facilities. This is a new rule created to replace R430-2 and R430-3. Underlined rules means a new rule. Strikeout means proposing removing a particular area.

R430-6. Background Screening. This rule falls within our statutory authority. The outdated section on statutory penalties was updated.

R430-50. Residential Certificate Child Care. This is the operational rule for in-home residential certificate. Approximately five years ago the Department increased the requirements for RC providers to bring them more in line with the Licensed Family rules. This was the result of a statutory change which inserted the word "minimum" so that the statute now reads "The minimum qualifications for a Residential Child Care Certificate are...". It was determined that in doing so, we may have gone beyond what is reasonable considering that the final section of that portion of the statute still states that: "With respect to residential child care, the department may only make and enforce rules necessary to implement this section."

R430-60. Hourly Child Care Center. This is the operational rule for hourly child care centers. The update would change the language, section topics, and formatting to be

consistent with other Child Care operational rules.

R430-70. Out of School Time Child Care Programs. This is the operational rule for center-based programs for elementary school age children.

R430-90. Licensed Family Child Care. This is the operational rule for licensed in-home child care programs.

R430-100. Child Care Centers. This is the operational rule for centers with children ages birth through twelve years of age.

Mr. Matherly asked why there were still RC providers and suggested that the state reconsider even having this category of care.

Karrie Phillips explained the difference between RC and Licensors, and explained that we are required by law to have two standards for in-home childcare. Licensed Family is a higher standard with more requirements than Residential Certificate holders.

Mr. Smith motioned to recommend all rules be posted for public comment, and those comments brought back to the next Advisory Committee meeting. The motion was moved and seconded.

The meeting was adjourned at 11:45 a.m. The next meeting is scheduled November 10, 2011.